

**To:** Egan, Robert[egan.robert@epa.gov]  
**From:** Kamke, Sherry  
**Sent:** Thur 9/29/2016 8:24:54 PM  
**Subject:** FW: Postponement of the Model Presentation 9/29/16  
Proposed Process, Haskell Lake Petroleum Contamination Project.docx

You weren't on the addressee list. Here it is. Larry was copied as was Richard, their attorney.

**From:** Hanson, Kristen [mailto:KHanson@ldftribe.com]  
**Sent:** Thursday, September 29, 2016 2:44 PM  
**To:** Kamke, Sherry <Kamke.Sherry@epa.gov>  
**Cc:** Dee.allen@ldftribe.com; lwawronowicz@ldftribe.com; Manville, Jennifer <manville.jennifer@epa.gov>; Victorine, Gary <victorine.gary@epa.gov>; Harris, Michael <harris.michael@epa.gov>; rdubey@scblaw.com  
**Subject:** RE: Postponement of the Model Presentation 9/29/16

Good Afternoon Sherry,

The attached document and content had been discussed in conference calls and included in the consultation packets when EPA visited the reservation last summer. This was also discussed during consultation. Our understanding was that work would proceed respective of the process that had successfully worked with EPA in the past. I attached the process document for reference.

It does make sense to openly share data with all governments doing work, and we have openly shared Tribally collected data with all governments as it has become available. We even set up an ftp site to share large files with all parties.

The concern is that EPA work with inaccurate, un-reviewed, or misrepresented information has been shared with the responsible party in advance of any opportunity for Tribal review or comment. This was discussed at consultation and we thought was solved through a Tribally Respected Process.

We also do not understand why data and reports are going to the State and Responsible Party in

advance of the Tribe. Nor do we understand why the January 2016 Sampling Report was not shared with the Tribe until July 2016 without Tribal review or comment.

Our understanding of the May Meeting included an joint understanding of site conditions, identification of what the WDNR could offer within their PECFA process was shared, WDNR Timelines were shared. Tribal site goals and funding was shared. Planned EPA work was shared. We had also thought that the draft commitments the State made would be incorporated into a larger project timeline developed by EPA and then reviewed and agreed by EPA, the Tribe, and the State. Data sharing was discussed and agreed, but we did not think this superseded our previous consultation agreement.

We had been told at the March 2016 Meeting with EPA and their contractor, that Tribal conference calls including explanation of deliverables and development of SOWs was included in work orders. In the July 2016 Task Order (received by the Tribe yesterday) there are several inclusions of Tribal calls , Tribal involvement, and additional time for Tribal input. There is no mention of participation in the state led technical calls. However, when the Tribe asked for explanation of a deliverable, we were told that the time does not exist in the budget. When the State Contractor asks for Bristol's participation in state calls, EPA says no problem.

It appears that EPA and the Tribe are misunderstanding each other on this issue.

Kristen

**From:** Kamke, Sherry [<mailto:Kamke.Sherry@epa.gov>]  
**Sent:** Thursday, September 29, 2016 11:49 AM  
**To:** Hanson, Kristen  
**Cc:** Allen, Dee; Egan, Robert; Victorine, Gary; Harris, Michael; Manville, Jennifer  
**Subject:** Postponement of the Model Presentation 9/29/16

Kristen,

We received your request to ensure that the two enforcement agencies (EPA and the tribe) be debriefed first on the model that was going to be discussed with the multi-agency technical group at 1pm Central time this afternoon. We understand that you are asking that we discuss comments, make modifications, and finalize the model before releasing to the any party outside of EPA and the tribe.

We believe that this is a difference in how we agreed to operate coming out of the May 26, 2016 Woodruff, Wisconsin meeting but we have agreed to postpone this meeting to accommodate your request.

We had been organizing meetings and discussions to share information concurrently with all the various agencies and contractors that have an active role in the Tower Standard site. In order to proceed in the manner you are suggesting, we will likely have to schedule two meetings to discuss the model. This has implications for our contractor's task order that may also take some time to sort through.

We have always been driven by the need to move as expeditiously as we could towards making progress at the Tower Standard site. We are willing to consider doing things differently but we want to make sure you understand the down side in that approach.

I also wanted to let you know that we are working with WDNR to set up the senior management meeting that had to be postponed earlier in the Summer. Please let me know if you have any questions. Thanks.

Sherry

Sherry A. Kamke

Underground Storage Tank Section Chief

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[kamke.sherry@epa.gov](mailto:kamke.sherry@epa.gov)

**From:** Hanson, Kristen [<mailto:KHanson@ldftribe.com>]

**Sent:** Thursday, September 29, 2016 8:40 AM

**To:** Egan, Robert <[egan.robert@epa.gov](mailto:egan.robert@epa.gov)>

**Cc:** Kamke, Sherry <[Kamke.Sherry@epa.gov](mailto:Kamke.Sherry@epa.gov)>; Manville, Jennifer <[manville.jennifer@epa.gov](mailto:manville.jennifer@epa.gov)>; [Dee.allen@ldftribe.com](mailto:Dee.allen@ldftribe.com)

**Subject:** Todays 9am meeting call in information

Hi Bob,

Could you please provide call-in information for the 9 call today with Tom Kady?

Also, in advance of EPA's consultant's model debut webinar with S2C2 this afternoon, could you please provide the following:

- 1) What data was used to generate the model?
- 2) Have problems or limitations been identified with the model?

Also, please be aware that -like was mentioned in emails and the call yesterday- the Tribe has requested that the two enforcement authorities (EPA and the Tribe) get debriefed on EPA contractor's deliverable (the Model) and edits/comments are included in advance of sharing with the Responsible Party Representative.

Kristen

**From:** Hanson, Kristen  
**Sent:** Wednesday, September 28, 2016 3:40 PM  
**To:** 'Egan, Robert'; 'Kamke, Sherry'  
**Cc:** 'Manville, Jennifer'; Allen, Dee  
**Subject:** Tomorrows Meeting Call-in Information

Hi Bob,

Could you please provide call-in information for the 9 am tomorrow call with Tom Kady?

Also, in advance of EPA's consultant's model debut webinar with S2C2, could you please provide the following:

- 1) What data was used to generate the model?
- 2) Have problems or limitations been identified with the model?

Also, please be aware that -like was mentioned in emails and the call today- the Tribe has requested that the two enforcement authorities (EPA and the Tribe) get debriefed on EPA contractor's deliverable (the Model) and edits/comments are included in advance of sharing with the Responsible Party Representative.

Kristen

**From:** Hanson, Kristen  
**Sent:** Tuesday, September 27, 2016 1:49 PM  
**To:** 'Egan, Robert'; Kamke, Sherry  
**Cc:** Manville, Jennifer; Allen, Dee  
**Subject:** Haskell Lake Area Petroleum Contamination Site Model call and Active Task Order Request

Bob,

I am available at 9 am Thursday.

Please provide the Tribe with a copy of the Task Order that Bristol is currently working under so that we may better understand EPA's contractors capabilities.

Kristen

**From:** Egan, Robert [<mailto:egan.robert@epa.gov>]  
**Sent:** Tuesday, September 27, 2016 1:39 PM  
**To:** Hanson, Kristen; Kamke, Sherry  
**Cc:** Manville, Jennifer; Allen, Dee  
**Subject:** RE: recommendations report for Tower

Kristen,

That was not planned as part of the task.

However, I just got off the phone with Tom Kady. Prior to our webinar, he can walk us through the files that S2C2 will be using and we can discuss the images with him so we can be more prepared for the presentation by S2C2. I plan to use Tom as we go forward to provide additional support for answers to questions about the model product. I do not know how much experience Bristol has on this and using in-house expertise will, I believe, be more advantageous.

Are you available at 9 a.m. on Thursday?

Bob Egan

Corrective Action Manager

Underground Storage Tanks Section

RCRA Branch

EPA Region 5

(312) 886-6212

(312) 692-2911 (fax)

**From:** Hanson, Kristen [<mailto:KHanson@ldftribe.com>]

**Sent:** Tuesday, September 27, 2016 1:32 PM

**To:** Egan, Robert <[egan.robert@epa.gov](mailto:egan.robert@epa.gov)>; Kamke, Sherry <[Kamke.Sherry@epa.gov](mailto:Kamke.Sherry@epa.gov)>

**Cc:** Manville, Jennifer <[manville.jennifer@epa.gov](mailto:manville.jennifer@epa.gov)>; [Dee.allen@ldftribe.com](mailto:Dee.allen@ldftribe.com)

**Subject:** RE: recommendations report for Tower

Bob,

Is there then an option to view the model, find out which data was used in the model, and any gaps or shortcoming that may need refinement in advance of the wider model distribution with S2C2 on Thursday. If S2c2 is not an option, certainly agency staff and/or Bristol should be able to meet the goal. I understand that you had told the state contractor that Bristol would be available for state contractor-state-tribe-epa calls. I would hope that explanation of their deliverable to epa and the Tribe would also be an option.

Your consideration is appreciated,

Kristen

**From:** Egan, Robert [<mailto:egan.robert@epa.gov>]

**Sent:** Monday, September 26, 2016 1:59 PM

**To:** Hanson, Kristen; Kamke, Sherry

**Cc:** Manville, Jennifer

**Subject:** RE: recommendations report for Tower

Kristen,

We will need to have everyone on for the presentation at the same time. We did not plan for two separate presentations in the budget.

Bob Egan

Corrective Action Manager

Underground Storage Tanks Section

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**From:** Hanson, Kristen [<mailto:KHanson@ldftribe.com>]

**Sent:** Monday, September 26, 2016 1:25 PM

**To:** Egan, Robert <[egan.robert@epa.gov](mailto:egan.robert@epa.gov)>; Kamke, Sherry <[Kamke.Sherry@epa.gov](mailto:Kamke.Sherry@epa.gov)>

**Cc:** Manville, Jennifer <[manville.jennifer@epa.gov](mailto:manville.jennifer@epa.gov)>

**Subject:** FW: recommendations report for Tower

Good Afternoon,

I think it makes sense for just EPA and the Tribe to get a handle on the 1<sup>st</sup> viewing of the model deliverable and any problems before releasing this more broadly to the RP contractor.



Kristen

**From:** Faust, Matt [<mailto:mfaust@bristol-companies.com>]  
**Sent:** Monday, September 26, 2016 1:17 PM  
**To:** Egan, Robert; Hanson, Kristen; Allen, Bob  
**Subject:** RE: recommendations report for Tower

All,

Jason Ruf with S2C2 is available lead a web session on Thursday afternoon between 1:00 and 4:30 pm eastern to present the Tower model.

That's 12:00-3:30 PM central, and 9:00 AM – 12:30 PM Alaska time.

Please let me know when you could be available in that window, and we'll finalize arrangements.

Thank you,

--Matt

**Matt Faust, P.G.**  
Project Manager/Geologist  
Bristol Environmental Remediation Services, LLC  
Phone : (907) 743-9346

**From:** Faust, Matt  
**Sent:** Thursday, September 22, 2016 8:38 AM

**To:** 'Egan, Robert' <[egan.robert@epa.gov](mailto:egan.robert@epa.gov)>  
**Subject:** RE: recommendations report for Tower

Bob,

S2C2 is tentatively available for a web session either Wednesday or Thursday afternoon next week, but they won't be able to confirm until Monday. I'll check with them again on Monday and then maybe we can nail something down?

--Matt

**Matt Faust, P.G.**  
Project Manager/Geologist  
Bristol Environmental Remediation Services, LLC  
Phone : (907) 743-9346

**From:** Egan, Robert [<mailto:egan.robert@epa.gov>]  
**Sent:** Thursday, September 22, 2016 4:23 AM  
**To:** Faust, Matt <[mfaust@bristol-companies.com](mailto:mfaust@bristol-companies.com)>  
**Subject:** RE: recommendations report for Tower

Thanks, Matt. I believe that will work.

When can we have our session with S2C2 to go over their model?

Bob Egan

Corrective Action Manager

Underground Storage Tanks Section

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**From:** Faust, Matt [<mailto:mfaust@bristol-companies.com>]

**Sent:** Wednesday, September 21, 2016 7:36 PM

**To:** Egan, Robert <[egan.robert@epa.gov](mailto:egan.robert@epa.gov)>

**Subject:** RE: recommendations report for Tower

Bob,

I talked to Bob Allen today and we will have the recommendations report to you by the end of the month (next Friday). Will that be acceptable?

Thank you,

--Matt

**Matt Faust, P.G.**

Project Manager/Geologist

Bristol Environmental Remediation Services, LLC

Phone : (907) 743-9346

**From:** Faust, Matt

**Sent:** Wednesday, September 21, 2016 9:13 AM

**To:** 'Egan, Robert' <[egan.robert@epa.gov](mailto:egan.robert@epa.gov)>

**Subject:** RE: recommendations report for Tower

Hi Bob,

We just received the data visualization report from S2C2 (updated with the LIF data) this morning. I'll check with Bob to confirm when we can have our recommendations report complete and let you know today.

The tech memo summarizing the results of the August groundwater sampling is in the final stages of review right now and should be to you before the end of this week.

Thanks,

--Matt

**Matt Faust, P.G.**  
Project Manager/Geologist  
Bristol Environmental Remediation Services, LLC  
Phone : (907) 743-9346

**From:** Egan, Robert [<mailto:egan.robert@epa.gov>]  
**Sent:** Wednesday, September 21, 2016 4:01 AM  
**To:** Faust, Matt <[mfaust@bristol-companies.com](mailto:mfaust@bristol-companies.com)>  
**Subject:** recommendations report for Tower

Hi Matt,

Any idea of when we will see a draft report?

Thanks.

Bob Egan

Corrective Action Manager

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